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Attorneys for Defendant, specially appearing  
BROOKS HENDERSON HADEN

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IRETA IRBY

Plaintiff,

vs.

BROOKS HENDERSON HADEN

Defendants.

) No. 3:08-c-80004-PJH

)

) **ORDER TO THE U.S. MARSHAL TO**

) **HOLD FUNDS FROM WAGE**

) **GARNISHMENT.**

)

) Date: March 31, 2008

) Time: 9:00 a.m.

) Crtm: 3, 17<sup>th</sup> Floor

) Hon. Phyllis J. Hamilton

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**ORDER**

Upon the Application of defendant Brooks Haden for a temporary restraining order and order vacating registration of foreign judgment, the Court denies the Application. However,

**IT IS ORDERED** that

1. The U.S. Marshal's Office and Mechanics Bank may proceed with the levy pursuant to the Writ of Execution that was entered on March 3, 2008, and the Earnings Withholding Order which was issued on March 7, 2008, until further order of this Court;

2. The U.S. Marshal shall hold any funds received from Mechanics Bank pursuant to the Earnings Withholding Order, and not turn such funds over to the plaintiff or her counsel, until further order of

1 Court; and,

2 3. Defendant shall serve a copy of this Order on the following persons:

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4 U.S. Marshal: Federico L. Rocha  
U.S. Courthouse/Phillip Burton Building  
5 450 Golden Gate Avenue, Room 20-6888  
San Francisco, CA 94102

Mo Omar  
Human Resources Department  
Mechanics Bank  
3170 Hilltop Mall Road  
6 Richmond, CA 94806

7 4. The Court will hold a hearing on defendant's motion to vacate the registration of the  
8 judgment, and on a permanent injunction against enforcement of the judgment in California, on May 14, 2008  
9 at 9:00 a.m. Defendant shall have until Friday, April 4, 2008 to file his moving papers. The opposition brief  
10 shall be filed on or before April 23, 2008, and any reply shall be filed on or before April 30, 2008.

11 **SO ORDERED.**

12 DATED: April 1, 2008.

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14 \_\_\_\_\_  
Hon. Phyllis J. Hamilton  
U.S. District Court Judge

15 Approved as to form:  
16 SEVERSON & WERSON

17 BY: /s/ Rhonda L. Nelson  
18 RHONDA L. NELSON  
Attorneys for Plaintiff  
19 IRETA IRBY

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